                                    UNITED STATES DISTRICT COURT
                                    DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA   :   Hon. Jose L. Linares
                                :
            v.   :   Criminal No. 06-529(JLL)
                                :
JAMES POWELL   :   CONTINUANCE ORDER

        This matter having come before the Court on the joint

application of Christopher J. Christie, United States Attorney

for the District of New Jersey (by R. Joseph Gribko, Assistant

U.S. Attorney), and defendant James Powell (by Carl J. Herman,

Esq.) for an order granting a continuance of the proceedings in

the above-captioned matter, and the defendant being aware that he

has the right to have the matter brought to trial within 70 days

of the date of his appearance before a judicial officer of this

court pursuant to Title 18 of the United States Code, Section

3161(c)(1), and as the defendant has consented to such a

continuance, and for good and sufficient cause shown,

        IT IS THE FINDING OF THIS COURT that this action should be

continued for the following reasons:

        1.   Plea negotiations are currently in progress, and both

the United States and the defendant desire additional time to

negotiate a plea agreement, which would render any trial of this

matter unnecessary;

        2.   Additional time is necessary in which to negotiate a

plea agreement;

3.   Defendant has consented to the aforementioned continuance;

4.   Pursuant to Title 18 of the United States Code, Section 3161(h)(8), the ends of justice served by granting the continuance outweigh the best interests of the public and the defendant in a speedy trial.

WHEREFORE, on this _3rd_ day of July, 2008,

IT IS ORDERED that pretrial motions shall be filed by August 19, 2008; the opposition to any motions is due September 9, 2008; hearing on any motions will be on September 23, 2008; and the trial is scheduled for October 7, 2008; and

IT IS FURTHER ORDERED that the period from July 1, 2008, through October 7, 2008, shall be excludable in computing time under the Speedy Trial Act of 1974, pursuant to Title 18, United States Code, Section 3161(h)(8).

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HON. JOSE L. LINARES
United States District Judge